

4. The docket was noticed for public hearing on January 23, 1996, with hearing scheduled for February 14, 1996, in Great Falls, Montana. Prior to the hearing date, applicant restrictively amended the

application. Protests were subsequently withdrawn. Stipulations between applicant and Protestants are incorporated into the Order granting authority herein.

5. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

#### **CONCLUSIONS OF LAW**

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

#### **ORDER**

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue, Helena, Montana, on the 12th day of February, 1996, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-95.78.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of Hall Transit Charter Service, Inc., Great Falls, Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

**Class B** - Passengers in charter service from Cascade, Chouteau, Fergus, Flathead, Glacier, Hill, Judith Basin, Lewis & Clark, Liberty, Pondera, Teton, and Toole counties to any point in the State of Montana and return.

**Limitations:** (1) The hiring of charter service must be for the entire vehicle and solicitation of individual passengers to constitute a load is prohibited. (2) The charter trip must originate in the counties authorized by this authority. (3) Transportation within Lewis & Clark County is restricted to that which originates in and returns to Augusta, Montana.

IT IS FURTHER ORDERED that a full, true and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 12th day of February, 1996, by a vote of 5- 0.

**BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.**

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**NANCY McCaffree, Chair**

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**DAVE FISHER, Vice Chair**

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**BOB ANDERSON, Commissioner**

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**DANNY OBERG, Commissioner**

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**BOB ROWE, Commissioner**

**ATTEST:**

**Kathlene M. Anderson**  
**Commission Secretary**

**(SEAL)**

**NOTE:** Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.

